

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

MERCK SHARP & DOHME CORP.,

Plaintiff,

v.

ROXANE LABORATORIES, INC.,

Defendant.

Civil Action No. 3:15-cv-01804-PGS-DEA

STIPULATION AND ORDER OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Merck Sharp & Dohme Corp. ("Plaintiff"), and Roxane Laboratories, Inc. ("Defendant"), the parties in the above-captioned action, hereby stipulate that all claims in this action are dismissed without prejudice and without costs, disbursements or attorneys' fees to any party.

ORDER

Accordingly, pursuant to the above Stipulation, and upon the consent and request of Plaintiff and Defendant, IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

1. All claims, defenses, and counterclaims in this matter, including the allegations and averments contained therein, are hereby dismissed, without prejudice.
2. Plaintiff and Defendant each expressly waive any right to appeal or otherwise move for relief from this Stipulation and Order of Dismissal.
3. This Court has jurisdiction over Plaintiff and Defendant for the purposes of enforcing this Stipulation and Order of Dismissal.
4. This Stipulation and Order of Dismissal shall fully resolve this Action between Plaintiff and Defendant.

5. The Clerk of the Court is directed to enter this Stipulation and Order of Dismissal forthwith.

Dated: October 12, 2017

s/ Charles H. Chevalier

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IT IS SO ORDERED

Dated: 11/6/17

*The court is signing this order based on
the consent of the parties. The court has not
reviewed the terms of the settlement*

Peter G. Sheridan

HONORABLE PETER G. SHERIDAN
UNITED STATES DISTRICT JUDGE